

PTO/SB/26 (10-96)  
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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
 REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)  
 B06090-E

In re Application of: Kreutz et al. (now "Cohen, et al.", following  
 Application No. 10/054,603 correction of inventorship)  
 Filed: January 22, 2002  
 For: Appliance for Plucking Hairs out of Human Skin

Braun

The owner, ...Aktiengesellschaft of...100percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. ...6,083,233..... The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

 27 January 2005  
 Signature Date

Edward S. Podszus, Reg. No. 35,983  
 Typed or printed name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

\*Certification under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
 Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PAGE 3/4 RCVD AT 1/27/2005 11:23:26 AM [Eastern Standard Time] SVR:USPTO-EFXXF-1/7 DNIS:8729306 CSID:49 6173 30 1420 DURATION (mm:ss):01:40

PTO/SB/26 (10-95)  
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 Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
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 B06090-E

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 Braun

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01/22/02  
 JC541 U.S. PTO

Atty. Docket No.: B06090-E

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Box Patent Application  
 Assistant Commissioner For Patents  
 Washington, DC 20231



27199

PATENT TRADEMARK OFFICE

**CONTINUATION APPLICATION UNDER 37 C.F.R. 1.53(b)**

Honorable Sir:

This is a request for filing a continuation application under 37 CFR 1.53(b) of Serial No. 09/444,643, filed on November 22, 1999, which was a continuation of Ser. No. 08/996,991 (now U.S. Pat. 6,083,233), entitled

11002 U.S. PTO  
 10/054603  
 01/22/02

**Appliance for Plucking Hairs out of Human Skin**

by the following inventors:

Norbert Kreutz;

Pedro Sanchez-Martinez;

Richard Cohen; and

Dietrich Pahl.

Enclosed is a true and correct copy of the prior application filing papers.

1. Enclosed is a true and correct copy of the prior application including the text translated into English including:

- 21 pages of Specification;
- 4 pages of Claims (numbered 1-23);
- 1 page of Abstract;
- 8 sheets of Formal Drawings (containing Figs. 1-14); and

and copies of the Declarations (two counterpart originals, totaling 6 pages).

2. Also enclosed for completeness is a true and correct copy of the prior application in the German language text as it had been filed:

EXPRESS MAIL CERTIFICATE (37 CFR 1.10)

I hereby certify that this Continuation Application Transmittal and the documents referred to as enclosed herewith are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" on the date shown below in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

January 22, 2002  
 Date

Signature: Rachael Rollins  
 Printed Name: Rachael Rollins

EL157819696US

Express Mail Label No.

21 pages of German-language Specification;  
4 pages of Claims (numbered 1-23); and  
1 page of Abstract.

3. Also enclosed is a copy of Applicants' PCT application, published as WO97/00032.
4. Please enter the enclosed Preliminary Amendment, containing claims numbered 24-38, prior to calculating the filing fee and examination.

5. Fee calculation:

Basic filing fee (\$740)	\$ <u>740</u>
Claims in excess of 20 (\$18 each)	\$ <u>      </u>
Independent claims in excess of 3 ((3-3)=0 @ \$84 each)	\$ <u>      </u>
Multiple dependent claims (\$280)	\$ <u>      </u>
Total Fees	\$ <u>740</u>

The Commissioner is hereby authorized to charge the filing fee of \$ 740, plus any fees under 37 CFR 1.16 and 1.17, to Deposit Account No. 07-1350. A duplicate copy of this authorization is enclosed.

6. The prior application is assigned of record to Braun Aktiengesellschaft, at Reel 9504, Frame 0515.

7. A Power of Attorney to the undersigned is of record in the prior application.

8. An information Disclosure Statement is filed herewith, including

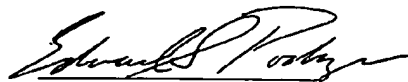
1 page I.D.S

1 page Form 1449 with copies of cited references.

9. The certified copy of Applicants' German priority application 195 21 585 is on file in the grandparent application Ser. No. 08/996,991 (now U.S. Pat. 6,083,233), supporting the claim to priority under 35 U.S.C. §119 of the application filed in Germany, serial no. 195 21 585.0, filed June 14, 1995.

Respectfully submitted,

Patent Department  
The Gillette Company  
Prudential Tower Building  
Boston, MA 02199

  
Edward S. Podszus  
Reg. No. 35,983  
Attorney for Applicants  
(617) 421-7939 (EST)  
*January 18, 2002*